

SENATE No. 232

The Commonwealth of Massachusetts

PRESENTED BY:

Jennifer L. Flanagan

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to dismissal rights for K-12 educational support personnel.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Jennifer L. Flanagan	Worcester and Middlesex
Stephen L. DiNatale	3rd Worcester
Bill Bowles	2nd Bristol
James Dwyer	30th Middlesex
Joyce A. Spilotis	12th Essex
Tom Sannicandro	7th Middlesex
Barbara A. L'Italien	18th Essex
Christine E. Canavan	10th Plymouth
James J. O'Day	14th Worcester District
Cleon H. Turner	1st Barnstable

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO DISMISSAL RIGHTS FOR K-12 EDUCATIONAL SUPPORT PERSONNEL.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 42 of Chapter 71 of the General Laws, as appearing in the 2006 Official
2 Edition, is hereby amended by striking the second paragraph and inserting in place thereof the following
3 paragraph:-

4 A teacher or other employee who has been working in a school system for at least ninety calendar days
5 shall not be dismissed unless he has been furnished with written notice of intent to dismiss and with an
6 explanation of the grounds for the dismissal in sufficient detail to permit the teacher or other employee to
7 respond and documents relating to the grounds for dismissal, and, if he so requests, has been given a
8 reasonable opportunity within ten school days after receiving such written notice to review the decision
9 with the principal or superintendent, as the case may be, and to present information pertaining to the basis
10 for the decision and to the status of the teacher or other employee. The teacher or other employee
11 receiving such notice may be represented by an attorney or other representative at such a meeting with the
12 principal or superintendent. Teachers without professional teacher status shall otherwise be deemed
13 employees at will.